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UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

TASH HEPTING, GREGORY HICKS, CAROLYN JEWEL and ERIK KNUTZEN, on Behalf of Themselves and All Others Similarly Situated, Plaintiffs, v. AT&T CORP., et al., Defendants.	No. C-06-0672-VRW **CLASS ACTION** **DECLARATION OF ELENA M. DIMUZIO IN SUPPORT OF MOTION TO TO FILE SUPPLEMENTARY MATERIAL** Courtroom: 6, 17th Floor Judge: The Hon. Vaughn R. Walker, Chief Judge

Dockets.Justia.com

I, Elena M. DiMuzio, hereby declare:

1. I am an attorney with the law firm of Heller Ehrman LLP, counsel of record for Plaintiffs in this action. I am licensed to practice before this Court and I have personal knowledge of the facts stated herein, unless otherwise indicated.

2. Attached hereto as Exhibit 1 is a true and correct copy of an internet article titled *Lawmakers: NSA Database Incomplete*, Susan Page et al., USA Today, June 30, 2006, http://www.usatoday.com/news/washington/2006-06-30-nsa_x.htm.

3. On Wednesday, July 5, 2006 at approximately 12pm PST, I e-mailed Mr. Coppolino to request a stipulation to the filing of this motion. I did not receive a response from Mr. Coppolino by 1:00pm PST Thursday, and was therefore unable to obtain a stipulation to the filing of this motion.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed this 6th day of July, 2006, at San Francisco, California.

/s/

Elena M. DiMuzio

CERTIFICATE OF SERVICE

I hereby certify that on July 6, 2006, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the following non-CM/ECF participants:

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